

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EVY GRU, Individually and on Behalf of All
Others Similarly Situated,

Plaintiff,

v.

AXSOME THERAPEUTICS, INC., HERRIOT
TABUTEAU, NICK PIZZIE, MARK
JACOBSON, CEDRIC O’GORMAN, and
KEVIN LALIBERTE,

Defendants.

Case No. 1:22-cv-03925-LGS

NOTICE OF MOTION OF THE AXSOME INVESTOR GROUP
FOR APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF CO-LEAD COUNSEL

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

PLEASE TAKE NOTICE that Thomas Giblin, Paul Berger, for himself and as sole trustee of the Paul Berger Revocable Trust, and Paul Sutherland (collectively, the “Axsome Investor Group”), by and through their counsel, will and do hereby move this Court, pursuant to Section 21D(a)(3) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3), as amended by the Private Securities Litigation Reform Act of 1995, for an Order: (1) appointing the Axsome Investor Group as Lead Plaintiff on behalf of a class (the “Class”) consisting of all persons and entities other than the above-captioned defendants that purchased or otherwise acquired Axsome Therapeutics, Inc. common stock between May 10, 2021 and April 22, 2022, both dates inclusive; and (2) approving proposed Lead Plaintiff’s selection of Pomerantz LLP and The Rosen Law Firm, P.A. as Co-Lead Counsel for the Class.

Dated: December 7, 2023

Respectfully submitted,

POMERANTZ LLP

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*Additional Counsel for Paul Berger, for himself and
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